



STATE OF WASHINGTON
DEPARTMENT OF HEALTH

**DENTAL QUALITY ASSURANCE COMMISSION
BUSINESS MEETING MINUTES**

Thursday, December 13, 2007

MEMBERS PRESENT

Robert Achterberg, DDS
Mark Koday, DDS
Pramod K. Sinha, DDS, Chair
Abdul Alkezweeny, PhD, Public Member
Karen Homitz, DDS
Bernard Nelson, Public Member
Jessica Saepoff, DDS
Russell Timms, DDS
Andrew Vorono, DDS
Fred Quarnstrom, DDS

STAFF PRESENT

Joy King, Executive Director
Allen Spaulding, Program Manager
Taylor Stair, Disciplinary Manager
Jennifer Bressi, Program Manager
Geoff Hymans, Assistant Attorney General
Sandra Adix, Assistant Attorney General
Larry Berg, Staff Attorney

MEMBERS ABSENT

Terry Hauck, MD, DDS
Padmaraj Angolkar, DDS, Vice Chair
Robert Faine, DDS
Marshall Titus, DDS

OTHERS PRESENT

Mary Jennings, DDS, WSDA
Todd Herzog, WANA
Dan Wells, Harris Biomedical
Terre Harris, Harris Biomedical
Jim Palm
Melissa Johnson, WSDHA, WANA,
Willamette Dental
Dan Greenwald, WANA
Michael Werner, WSSOMS
Charles Weber, WSSOMS
Bracken Killpack, WSDA
David Hemion, WSDA
Joseph Muleban, WSSOMS
Joan Martin, WSDAA
O Ross Beirne, DAC, OMS

5:30p.m. - OPEN SESSION

1. **CALL TO ORDER** – Pramod Sinha, DDS, Chair called the meeting to order at 5:30p.m.
 - 1.1. Audience members introduced themselves.
 - 1.2. The Agenda was approved with the addition of items; 2.6 Non-Surgical Cosmetic Procedural Rules – Medical Quality Assurance Commission, request for comments on draft procedural rules, 2.7 Is intra-oral massage within the scope of Dentistry?, 4.5 Dental Assistant FAQ's and notice for dental professions, 9.1 Additional information submitted for correspondence regarding foreign trained dental applicants, 10.3 New Cheating Scandal, UCLA – Los Angeles Times article, 10.4 State knew of dentists crime history – Seattle Times article, 10.5 Repairing the Dental Crisis in the Bush – article.
 - 1.3. November 8, 2007 Business Meeting Minutes were approved as presented.
 - 1.4. November 9, 2007 Panel A, B, & C Minutes were approved as presented.

2. PROGRAM REPORT

- 2.1. Allen Spaulding provided the October, 2007 interim operating budget report. Joy King gave a history on budget issues highlighting the over-expenditures resulting from past and current disciplinary workload. Additional reports included the possibility of an Office of Financial Management fee bill regarding health profession resulting from the implementation of Initiative 960, and a new expert witness contract offered by a national organization for use by different professions in HPQA.
- 2.2. Memorandum of Understanding (MOU) with University of Washington regarding remediation/skills assessments – The MOU has been signed by the UW but the Department of Health contracts office is still reviewing, final approval has not been given.
- 2.3. Allen talked briefly regarding Travel Reimbursement and Payroll Standards and provided commission members with the Office of Financial Management travel policies for their reference.
- 2.4. Taylor Stair presented HPQA Procedure 212, Risk of imminent harm. The procedure outlines the department's internal process for determining when a disciplinary case should be treated as high priority. Additions will show specific examples of imminent harm. Ms. Stair asked the commission members to provide comments. Also presented were updates to the form attached to Procedure 205: Initial Assessment and Case Disposition Decisions. The form has been modified to create consistency among all health care professions.
- 2.5. Joy King asked the commission to designate a participant for the 2007-08 legislative session "meet me calls". Conference calls are conducted by Bonnie King every Tuesday during legislative session, for cross profession legislative issues. The commission approved Dr. Kodays' participation with Dr. Quarnstrom as an alternate.
- 2.6. Allen Spaulding provided the Medical Quality Assurance Commission's (MQAC) first draft of rule language for Non-Surgical Cosmetic Procedures. Comments should be sent to the MQAC contact, Beverly Teeter.

- 2.7. Joy King asked the commission if intra-oral massage is within the scope of dentistry and whether or not dentists could provide instruction to others. Dr. Saepoff suggested Osteopathic physicians currently teach this technique and she agreed to provide information to staff.

3. ANNOUNCEMENTS

- 3.1 Recognition of Dr. James T. Vento for his pro-tem service was postponed until he can attend.

4. RULE MAKING – Status of Ongoing Rulemaking Projects

- 4.1. Sexual Misconduct Rules for Dentists, WAC 246-817-450 & 460: Program Manager, Allen Spaulding reported this rule project is currently in the CR-103 phase, has been signed, and will be forwarded to the Office of the Code Reviser for filing. Rules are effective thirty one days after filing.
- 4.2. Dental Anesthesia, WAC 246-817-700's & 170 & 175: The DQAC asked Allen to complete any necessary administrative changes and forward to Dr. Sinha for approval. The Dental Anesthesia Committee will reconvene before the February DQAC meeting to review the final rule language.
- 4.3. Allen reported that the License Related Rules (100 series) are in the CR-102 phase and moving through internal processes. Rule notices will be posted on the public listserv to communicate progress, next steps, and public opportunities.
- 4.4. Allen shared progress on SHB 1689 – PGY-1 Dental Residency Pilot which is moving quickly through the internal processes (CR-102). Rule notices will be posted on the public listserv to communicate progress, next steps, and public opportunities to provide additional comments. .
- 4.5. Jennifer Bressi provided an update on SHB 1099, Regulation of Dental Assistants (DA), Expanded Function Dental Auxiliaries (EFDA) and other recent communications. The CR-102 package is still in process. Ms. Bressi is working to complete the significant analysis and small business economic impact statement. The DQAC authorized Dr. Homitz to approve any necessary administrative changes to the proposed rules. Jennifer shared a recent listserv notice regarding Dental Assistant registration and a mailing with the same information sent to 13,000 dentists, dental hygienists and DANB certified dental assistants. Additionally, a frequently asked questions (FAQ) webpage has been added to the DQAC website and the second draft of the Dental Assistant application has been forwarded to the DOH Communications Office for approval. Jennifer has been working with WREB and DANB to determine the EFDA restorative written and clinical exams. DANB has provided information indicating next steps for proceeding with restorative exam development. The commission decided to have the original DA/EFDA sub-committee reconvene for further discussions and to determine the next steps in the process. Jennifer will contact the sub-committee members to schedule a conference call.

Dr. Homitz, Allen Spaulding, and Jennifer Bressi have agreed to participate in a work session for Dental Assistants during the Washington State Dental Association conference in July 2008.

5. PRESENTATION

- 5.1. Laurie Jinkins, Assistant Secretary HSQA, provided the DQAC members with a brief history of her background and experience, followed by a presentation summarizing the Health Systems Quality Assurance Division reorganization.

6. ASSOCIATION / BOARDS / OTHER ORGANIZATIONS

- 6.1. The American Association of Dental Examiners (AADE) Guidelines on Unprofessional Conduct Involving Sexual Boundary Violations were offered for the DQAQ review.
- 6.2. Commission on Dental Accreditation (CODA) November 19, 2007 State Board Participation on Accreditation Site Visits letter provided for DQAC review.

7. REGIONAL BOARD UPDATES:

- 7.1. Western Regional Examination Board (WREB) memo dated November 20, 2007 from Beth Cole, Executive Director – January Board and Executive Committee Meeting provided for DQAC review.
- 7.2. Opportunities for Commission on Dental Accreditation (CODA) site visits provided. The Commission discussed if they should attend. Audience member Joan Martin (WSDA) approached the DQAC to express the importance of their participation. DQAC members will check their calendars for availability.
- 7.3. Joy King introduced Larry Berg, Staff Attorney assigned to the Dental Quality Assurance Commission. Mr. Berg provided the DQAC with a brief history and background of his experience.

8. OTHER REPORTS

- 8.1. Dr. Timms reported on the Investigative Record Standards Sub-Committee meeting. Actions and decisions included: Taylor Stair volunteered to conduct a one month pilot for the conversion of radiographs to digital format; the sub-committee asked DQAC members to submit suggestions for developing a policy that defines clear and concise record expectations. Taylor will accept suggestions until Jan. 22nd; The second sub-committee meeting will be held by conference call on January 25, 2008; the Assistant Attorney General (AAG) that prosecute dental cases will be invited to attend a future DQAC meeting to discuss consistent practices when charging for failure to cooperate or timeliness in receiving records.

9. CORRESPONDENCE

- 9.1. Letter dated November 28, 2007 from Cesar Cruz Zamora, DDS, PA, requesting consideration for licensure in Washington State and the DQAC position on the submitted legislative proposal. Audience member Jim Palm, representing Dr. Zamora, answered questions regarding Dr. Zamora's background and current licensure. Mr. Palm requested a legal review of existing DQAC authority. The DQAC agreed to take Dr. Zamora's request under consideration and asked Geoff Hymans, AAG, to review current licensing authority and report back at a future meeting.

10. CONSENT AGENDA – the listed items were provided to the Commission members by email, no commission action was taken.

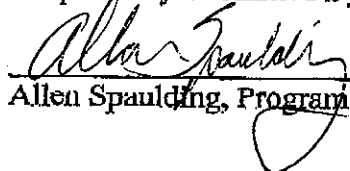
- 10.1. November 9, 2007 memo from OFM regarding implementation of initiative 960.
- 10.2. DOH – Health Professions Workforce Survey
- 10.3. Cheating Scandal – Los Angeles Times article
- 10.4. State knew of dentist's crime history – Seattle Times article
- 10.5. Repairing the dental crisis in the bush - article

11. EXECUTIVE SESSION -- no executive session was held

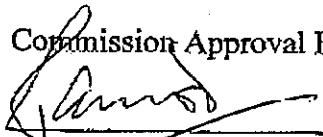
BUSINESS MEETING ADJOURNMENT

With no further business, the meeting was adjourned at 8:40p.m.

Respectfully Submitted By:


Allen Spaulding, Program Manager

Commission Approval By:


Pramod Sinha, DDS, Chair